

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Craig H. Barratt et al.

Application No.: 10/760,024

Art Unit.: 2619

Filed: 01/15/2004

Examiner: Hicham B. Foud

For: "Apparatus And Method For Transmission Collision Avoidance"

Docket No.: ATH-0116

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Date: December 15, 2008

AMENDMENT TRANSMITTAL

1. Transmitted herewith is an amendment for this application.
2. **STATUS:** Applicant is other than a small entity.
3. **EXTENSION OF TERM:** A Petition And Fee For Extension Of Time (37.C.F.R. 1.136(a)) is filed herewith.
4. **FEE FOR CLAIMS:** The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated below:

	(Col.1)		(Col. 2)	(Col. 3)	LARGE ENTITY	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Addit. Fee
Total	4	Minus	47	= -0-	x \$52 =	\$-0-
Indep.	3	Minus	7	= -0-	x \$220 =	\$-0-
First Presentation of Multiple Dependent Claim					+ \$390 =	\$0
					Total Addit. Fee	\$-0-

5. **FEE PAYMENT and DEFICIENCY:** *This Amendment is being electronically filed and fees should be charged to our American Express credit card.* Please charge the amount of \$130 for a one-month extension of time. If any additional extension and/or fee is required, or if there is an underpayment of fees, please charge our Deposit Account No. 50-0574 (Docket No. ATH-0116).

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SIGNATURE OF PRACTITIONER

Jeanette S. Harms
Reg. No. 35,537

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Craig H. Barratt & William J. McFarland
Assignee: Atheros Communications, Inc.
Title: Apparatus and method for transmission collision avoidance
Serial No.: 10/760,024 File Date: January 15, 2004
Examiner: Hicham B. Foud Art Unit: 2619
Docket No.: ATH-0116

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AMENDMENT IN RESPONSE TO THE SECOND OFFICE ACTION

Initial Comments:

This response addresses the status of Claims 50, 53, 57, and 61. Claim 57 is objected to. Claim 57 is rejected under 35 U.S.C. 112, first paragraph, as failing to comply with the enablement requirement. Claims 50, 53, 57, and 61 are rejected under 35 U.S.C. 103(a) as being rendered obvious over U.S. Patent 6,963,549 (Jayaraman) in view of U.S. Patent 5,742,239 (Siloti).

No claims are amended herein.